

AGILENT TECHNOLOGIES, INC.  
 Legal Department, DL429  
 Intellectual Property Administration  
 P. O. Box 7599  
 Loveland, Colorado 80537-0599

## PATENT APPLICATION

ATTORNEY DOCKET NO. 10004229-1

IN THE  
 UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Richard P. Schneider, et al.

Serial No.: 09/880,726

Examiner: Diaz, Jose R.

Filing Date: 10/5/2000

Group Art Unit:

Title: VCSEL Device With Improved Modal Properties

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NOV 08 2004

COMMISSIONER FOR PATENTS  
 PO Box 1450  
 Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment ( ) Petition to extend time to respond  
 ( ) New fee as calculated below ( ) Supplemental Declaration  
 ( ) No additional fee (Address envelope to "Mail stop Non-Fee Amendments")  
 ( ) Other: \_\_\_\_\_ (fee \$ \_\_\_\_\_)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	30	MINUS	20	= 10	X \$18	\$ 180
INDEP. CLAIMS	5	MINUS	4	= 1	X \$88	\$ 88
( ) FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$300	\$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$430.00	3RD MONTH \$980.00	4TH MONTH \$1530.00		\$ 110
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 378

Charge \$ 378 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this sheet is enclosed.

I hereby certify that this paper is being facsimile  
 transmitted to the Patent and Trademark Office on  
 the date shown below.

Date of Facsimile: 8 November 2004

Typed Name: Ann Marie Radcliffe

Signature: *Ann Marie Radcliffe*

Respectfully submitted,

Richard P. Schneider, et al.

By *Pamela Lau Kee*

Pamela Lau Kee

Attorney/Agent for Applicant(s)

Reg. No. 36,184

Date: 8 November 2004

A10004229-1

<p>( ) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.</p> <p>Date of Deposit: Typed Name: Signature:</p>	<p>(X) I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on the date shown below.</p> <p>Date of Facsimile: <i>8 November 2004</i> Typed Name: Ann Marie Radcliffe Signature: <i>Ann Marie Radcliffe</i></p>
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor(s): Richard P. Schneider, et al. Examiner: Diaz, Jose R.  
Serial No.: 09/680,726 Group Art Unit:  
Filing Date: 10/5/00  
Title: VCSEL Device With Improved Modal Properties

**Amendment**

THE ASSISTANT COMMISSIONER OF PATENTS  
WASHINGTON, D.C. 20231

Dear Sir:

In an Office Action, dated 13 July 2004, having a three-month statutory period for response expiring 13 October 2004, please find enclosed a transmittal letter authorizing a one-month extension of time. Please amend the application as follows: